

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Applicants

Mark C. Schmidt et al.

Application Serial No.:

10/613,774

Filing Date:

July 30, 2003

Title:

WIRELESS BAR CODE SYMBOL READING SYSTEM CAPABLE OF AUTOMATICALLY COLLECTING AND STORING SYMBOL CHARACTER DATA WHEN HAND-SUPPORTABLE UNIT IS OPERATED OUTSIDE OF ITS RF

DATA COMMUNICATION RANGE, AND...

Examiner

Jared Fureman

Group Art Unit

2876

Attorney Docket No. :

108-194USANC0

Honorable Honorable Commissioner of

Patents and Trademarks Washington, D.C. 20231

TERMINAL DISCLAIMER (37 CFR 1.321(b))

SIR:

Your Petitioner, Metrologic Instruments, Inc., represents that it is the sole owner of the entire interest of the above-identified application.

Your Petitioner hereby disclaims the terminal period of any patent issuing on the above-referenced application that would extend beyond the expiration of the full statutory term of U.S. Application No. 10/755,869, and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to such patent is the same as the legal title to U.S. Application No. 10/755,869, and that this agreement shall run with any patent so granted on the above-referenced application, and shall be binding upon the grantor, its successors, and assigns.

Your Petitioner does not disclaim any terminal part of any patent granted on the above-referenced application prior to the expiration date of the full statutory term of said U.S. Application No. 10/755,869 in the event that such patent later: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid; is statutorily disclaimed in whole or terminally disclaimed under 37 C.F. R. Section 1.321(c); has all claims canceled by a reexamination certificate; or is otherwise terminated prior to the expiration of its full statutory term, except for a separation of legal title as stated above.

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This Terminal Disclaimer is being signed under the provisions of 37 C.F.R. Section 1.321(b)(1)(iv). Enclosed in payment of the requisite fee of \$130.00 is Thomas J. Perkowski, Esq. PC Check No. 5984. The Commissioner is also authorized to charge any fee deficiencies or overpayments to Deposit Account 16-1340.

Respectively submitted,

Dated: October 24, 2006

Thomas J. Perkowski, Esq.

Reg. No. 33,134

Attorney for Applicants

Thomas J. Perkowski, Esq., P.C.

Soundview Plaza

1266 East Main Street

Stamford, Connecticut 06902

203-357-1950

http://www.tjpatlaw.com

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